

<b>DECLARATION FOR UTILITY PATENT APPLICATION</b> (37 C.F.R. 1.63)		Attorney Docket No.	M81.12-0059
		First Named Inventor	Todd W. Sharratt
		<b>COMPLETE IF KNOWN</b>	
___ Declaration Submitted with Initial Filing	<input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 C.F.R. 1.16(e)) Required)	Application Number	10/077,693
		Filing Date	February 15, 2002
		Group Art Unit	3732
		Examiner Name	

As a below named inventor, I hereby declare that my residence, post office address, and citizenship are as stated below:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:  
METHOD FOR HUMERUS RETRACTION

the specification of which:

\_\_\_ is attached hereto OR

☒ was filed on February 15, 2002 as United States Application Number 10/077,693 or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Certified Copy Attached?	
			Yes	No

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
09/990,420	November 21, 2001	

DIRECT ALL CORRESPONDENCE TO:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>Sole or First Inventor:</b>	
Given Name (First and middle (if any))	Family Name or Surname
Todd W.	Sharratt
Inventor's signature	Date: 2/19/02
Residence	Citizenship: USA
Mailing Address	9696 Hames Avenue South
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Todd W. Sharratt

Appln. No. : 10/077,693

Filed : February 15, 2002

Title : METHOD FOR HUMERUS RETRACTION

Docket No. : M81.12-0059

Group Art Unit:

Examiner:

**SUBMISSION UNDER 37 C.F.R. 3.73(b)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Minnesota Scientific, Inc., a Minnesota corporation, is an owner of the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above, a copy of which is attached.

OR

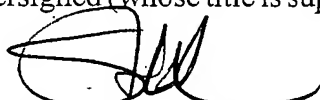
B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a copy of which is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a copy of which is attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature:

  
Steven LeVahn

Date:

March 25, 2002

Title:

President